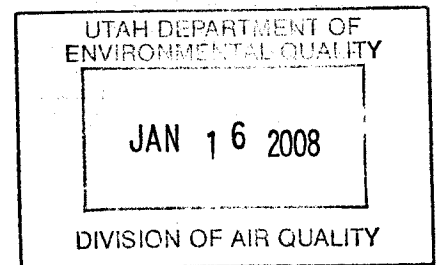


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 Save Our Air & Resources  
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 Richfield, Utah 84701  
 Tele: (435) 896-2822  
 Email [sccaw@yahoo.com](mailto:sccaw@yahoo.com)



### IN THE UTAH COURT OF APPEALS

James O. Kennon, Co-Plaintiff	(	JOINT PETITION FOR
Dick Cumiskey, Co-Plaintiff	(	REVIEW OF FINDINGS OF
Members of Save Our Air & Resources	(	FACTS, CONCLUSION OF
James O. Kennon, President	(	AND ORDER
Petitioner's and Appellant's	(	In the Matter of: Sevier
v.	(	Power Plant, Sevier County,
Utah Air Quality Board and	(	Utah.
Sevier Power Company	(	DAQE-AN2529001-04
Defendants and Appellee's and	(	Project Code N2529-001
Respondent.	(	Findings and Conclusions
	(	and Order
	(	DATED JANUARY 9, 2008

Notice is hereby given that James O. Kennon, Dick Cumiskey, members of Save Our Air & Resources (SOAR), James O. Kennon, President, petitioners, petitions the Utah Court of Appeals to review the Findings of Fact, Conclusions of and Order of the Utah Air Quality Board

entered on January 9, 2008.

This joint petition seeks review of the entire Findings of Fact,  
Conclusion of and Order.

Petitioner's requests the court to direct the respondent to prepare and  
certify to the court its entire record, which shall include all of the proceedings  
and evidence taken in this matter.

By James O. Kennon  
James O. Kennon  
Dick Cumiskey  
Members of Save Our Air  
& Resources  
James O. Kennon, President  
A group of 35 Citizens  
dedicated to protecting the  
quality of life in and  
around Sevier County.

Dated this 14 th Day of January, 2008

## CERTIFICATE OF SERVICE

I, James O. Kennon, hereby certify that on this 14th day of January, 2008, I served a copy of the attached Petition For Review and Notice of Joint Appeal upon the parties listed below by mailing it United States Mail, postage paid to the following:

Fred G. Nelson  
Assistant Attorney General  
Counsel for Utah Air Quality Board  
160 East 300 south, 5<sup>th</sup> floor  
Salt Lake City, Utah 84114

Cheryl Heying  
Executive Secretary  
Utah Division of Air Quality  
150 North 1950 West  
Salt Lake City, Utah 84114

Fred W. Finlinson  
Counsel for Sevier Power Company  
Finlinson & Finlinson  
11955 Lehi-Fairfield Rd.  
Saratoga Springs, Utah 84043

Paul McConkie  
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Counsel for Sevier Power Company  
Callister, Nebeker, Mc Cullough  
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Salt Lake City, Utah 84133

Chris Stephens  
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Salt Lake City, Utah 84114

By James O. Kennon  
James O. Kennon  
Dick Cumiskey  
Members of Save Our  
Air & Resources

Dated this 14th Day of January, 2008

# **Attachment**

The following citizens come to gather in an effort to improve and protect the quality of life in Sevier County. This group of people are dedicated to be heard at all levels of government as a united front. We cherish the beauty of the area and wish to preserve it for the generations of the future. The group will be known as, "Save Our Air & Resources", or SOAR. The below citizens are in support of our goal.

### Members of "Save Our Air & Resources (SOAR)"

	Name	address	Phone	email
	Ellie Johnson	1625 W. 2260 S. Monroe	201-9545	- 0 -
24	Cindy Roberts	1490 N State St. Sigurd	435 896-4805	haymaker@altazip.com
	Calvin Johnson	1625 W. 2260 S Monroe	201 9545	-- 0 --
	James O. Kenyon	312 N 300 W, <sup>PO Box 440067</sup> Richfield	638-7371	seecaw@yahoo.com
25	Jim Gleckler	140 E. Center	896-4364	
26	Sandy Gleckler	Richfield	"	glecklers@hotmail.com
26	Gabrielle Gleckler	"	"	
28	Beth + Pete Merayo	1205 Jones Rd Monroe	527-4663	Beth merayo @ Yah
28	Bill Peterson	423 S. 100 E. MONROE	527 4779	—
29	Bill Morrison	PO Box 247	527 8853	—
30	David Cernow	70 E. 1000 N. Richfield	87701	svdcrimie,hc.co
31	Mika Roberts	1490 North State St	84657	Haymaker @ altazip.
32	Darlene Bastian	1320 N 80 E Sigurd	84657	
33	Alma Bastian	1330 N 80 E Sigurd	84657	
	Ronald M. Saunders	31 N 200 E, <sup>Richfield</sup> Humeley	84635	Box 333
	Walter J. Saunders	1030 S. 800 N.	893-2022	WLTSAUND@altazip.com

The following citizens come together in an effort to improve and protect the quality of life in and around Sevier County. This is a group of people dedicated to being heard at all levels of government as a united front. We cherish the beauty of the area and wish to preserve it for future generations. This group will be known as, "Save Our Air & Resources" or "Soar". The below citizens are in support of our goal.

### Members of "Save Our Air & Resources", (SOAR)

	Name	Address	Phone	Email
1.	James O. Kennon	312N 300W <sup>PO Box 1140067</sup> Richfield	638-7371	scraw@yahoo.
2.	Janet DuBois	738 Horseshoe DR Richfield	896-5756	janet@us.net
3.	Scott Chamberlain	162 So. 250 W Aurora	529-3755	
4.	ANN CUMISKEY	270 E 2200 N MONROE	527-4448	
5.	DICK CUMISKEY	270 E 2200 N MONROE	527-4448	DICK@ALI
6.	Kalbe Colby	440 W 800 S #21 Richfield	435-201-0499	
7.	Heather Colby	440 W 800 S #21 Richfield	435-201-0499	
8.	Carolyn Kennon	312 N 300 W Richfield	638-7371	
9.	JUSTIN ZENVER	P.O. BOX 362 ELSDORE UT 84724	527-8859	JUSTIN.ZENVER@EM
10.	Thann Hanchett	PO Box 31-Annabella, UT.	896-6591	Thann@UT.Mail
11.	RONALD M. SANDER	31 N 200 E HINGLEY	864-3300	
12.	Jim Holt	P.O. Box 300462 <sup>84730</sup> GLENWOOD, UT.		435-896-594
13.	JACK KINTZ	720 W. 1000 So RICHFIELD	896-6197	JKINTZ@SISNA
14.	Bennett Kintz	720 W. 1000 So. Richfield	896-6197	
15.	Betty Cebula	245 S Main, Henrieville	893-8123	CEBULA@SISNA.C
16.	Mike Cebula	245 S Main, Henrieville		
17.	James H. Soyka	262 N. 200 E, Richfield	896-5508	
18.	Faye Soyka	" " "	" "	
19.	Calvin Johnson	1625 W 2260 S Monroe	435-201-9545	
20.	Ellie Johnson	1625 W 2260 S Monroe	201-9545	
21.	Seth Flaks	1625 W 2260 S Monroe	201-9545	
22.	Curt Gentry	307 North 300 West Richfield	896-6172	No
23.	Cindy Roberts		896-4805	hoymaker@airpollution.com

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Richfield, Utah 84701  
Tele: (435) 896-2822

IN THE UTAH AIR QUALITY BOARD, THE STATE OF UTAH

James O. Kennon,	)	
Dick Cumiskey, and	)	CERTIFICATE THAT
Save Our Air & Resources (SOAR)	)	TRANSCRIPT IS NOT
Plaintiff's and Appellant's	)	REQUIRED
	)	
vs.	)	Utah Air Quality Board
	)	No. <u>DAQE-AN2529001-04</u>
Utah Air Quality Board and	)	Project Code <u>N2529-001</u>
Sevier Power Company	)	
Defendants and Appellee's and	)	Appellate Court
Respondent's	)	No. _____

Appellant's, James o. Kennon, Dick Cumiskey, and Save Our Air & Resources, certifies to the court that no transcript will be requested in the above entitled case, beyond that taken during the formal hearing of the Utah Air Quality Board. The transcript is part of the record as requested in our Petition for Review.

By James O. Kennon  
James O. Kennon

January 14, 2008